

1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA
3 DISTRICT OF MASSACHUSETTS
4 CASE NO. CV8504853R (MAX)
5 MBD 86-109

6 *****
7 MICHAEL J. FLYNN, *
8 Plaintiff, *
9 *
10 VS. *
11 *
12 CHURCH OF SCIENTOLOGY, ET AL, *
13 Defendants. *
14 *****
15 *

16 CONTINUING DEPOSITION OF
17 GERALD ARMSTRONG taken pursuant to Notice
18 under the Massachusetts Rules of Civil
19 Procedure, before Kallie M. Hagman, a Notary Public and
20 Certified Shorthand Reporter in and for the
21 Commonwealth of Massachusetts at the offices
22 of Geller & Weinberg, 80 Boylston Street,
23 Boston, Massachusetts, on August 1, 1986,
24 commencing at 10:45 a.m.

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468 Commercial Street Boston, Mass. 02109
723-8432

2136604182 QSA INT

SEP 18 1986 23:00

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393

1 A P P E A R A N C E S:

2 MICHAEL A. TABB, ESQ.
3 Flynn, Joyce & Sheridan
4 400 Atlantic Avenue
Boston, MA 02210

5 ERIC D. BLUMENSON, ESQ.
6 56 Temple Street
Boston, MA 02114

7 ALSO PRESENT:

8 Ken Long
David Butterworth
Mike St Amand

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1 Q. Okay. Okay. Have you ever met
2 Russell Miller?

3 A. Yes.

4 Q. And who is he?

5 A. Russell Miller is a human male, I
6 guess about -- I think he is English.
7 Certainly has an English type of accent. He
8 is probably in his -- I would say -- 40's. He
9 was or is connected with a newspaper, that may
10 be the London Sunday Times. He could be an
11 agent of the organization. He could be an
12 agent of the federal government. He could be
13 working for the KGB or he could be none of the
14 above, but at least I recognize the name.

15 Q. When you met with him, did you think
16 he might be an agent for one of the
17 organizations you just named?

18 A. I considered that he might be an agent
19 of the organization.

20 Q. What about for the KGB?

21 A. That seemed like less of a possibility.
22 That seemed that the KGB was less interested
23 in --

24 Q. What about for the government?

70

1 A. Well, that possibility exerted -- maybe
2 for Her Majesty's Government.

3 Q. Why did you meet with Russell Miller?

4 A. Well, because I'll meet with anyone
5 who asks to meet with me.

6 Q. When did you meet with him?

7 A. I would say approximately two months
8 ago.

9 Q. How many meetings have you had with
10 him?

11 A. Two or three. I believe one, although
12 we may have -- he may have been in the office
13 and he may have fallen out of my view, at some
14 point talked to someone else or gone to the
15 head or something, but my recollection is that
16 there was one day, certainly time in which I
17 had a lengthy conversation with him.

18 Q. And what was the date?

19 A. I couldn't tell you. It was
20 definitely a work day and it was around noon.

21 Q. In the law office?

22 A. I believe we started there and then we
23 went to lunch.

24 Q. And where did you go to lunch?

71

1 A little cafe, just the other side of
2 the --

3 Q. How did you happen to meet with
4 Russell Miller? Who contacted whom?

5 A. Well, he certainly contacted me. I
6 didn't know who he was until he called or you
7 know, he originated the whole thing.

8 Q. What is -- what was the first contact
9 you had with him?

10 A. Well, in that I met him only the one
11 time that I recall, I would have to say that
12 the contact with him was telephonics.

Q. And what -- he called you, correct?

14 A. Well, I have never to my knowledge or
15 recollection ever called him, and if I did
16 call him, it was only to return his call.

17 Q. So, that's -- what was the --

18 MR. TABB: Before we go on
19 with this line of questioning, Mr. Blumenson,
20 does this have any relevance to the Flynn case?

MR. BLUMENSON: Yes.

22 Calculated to lead to the discovery of
23 admissible evidence.

24 MR. TABB: Are we going to

1 go into every conversation Gerry Armstrong had
2 since December 1981?

3 MR. BLUMENSON: No, I --
4 stipulation that served the purpose of saving
5 time if that's your concern, Mike.

6 MR. TABB: You are belly
7 aching about loosing a half an hour and you
8 ask irrelevant questions. We will get some of --

9 MR. BLUMENSON: Okay. Let
10 me be the judge.

11 BY MR. BLUMENSON:

12 Q. Now, what was the content of the first
13 phone call? What do you recall being stated
14 in the telephonic conversation?

15 MR. TABB: Unless you can
16 show me some relevance to this case, I'm not
17 going to let you go into every conversation
18 Gerald Armstrong has had with everyone over
19 the last four years. It is not relevant. It
20 is invasion of Mr. Armstrong's privacy. It
21 may be an invasion of the First Amendment, and
22 I don't think you are entitled to have it.

23 BY MR. BLUMENSON:

24 Q. What was your purposes in meeting with

73

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317

1 Mr. Miller?

2 A. He asked to meet with me.

3 Q. And why did he want to meet with you?

4 A. He wanted to talk to me.

5 Q. About?

6 A. I would say that most of his
7 conversation had to do with L Ron Hubbard.

8 Q. All right. Was he writing a book?

9 A. I'm not sure if he was at the time or
10 if the idea that he was working on got changed
11 into a book or if he is indeed doing a book or
12 if he has done a book. I'm not aware of any
13 of those things.

14 Q. Did you give him documents?

15 A. Well, I don't know if I did, and I
16 rather doubt it. I may have at the request of
17 Mr. Flynn or someone. I don't know what.

18 Q. You do recall that he probably
19 received some documents from the office though?

20 A. Yes. I can't tell you -- I can't tell
21 you what, but yes, he would have gotten some.

22 Q. And do you recall the identity of any
23 of these documents at all?

24 A. No. I couldn't identify them now.

74

318

1 Q. And --

2 A. He had tons. He had transcripts and
3 you know, I think the -- probably a lot of it
4 was, there is this standard pack of documents,
5 you know, a lot of press and junk. Boy, I
6 don't have an exact recollection.

7 Q. And did you talk about Eugene Ingram
8 with Mr. Miller?

9 A. Ingram?

10 Q. Yes.

11 A. Well, if he would have asked about
12 Ingram, I certainly would have.

13 Q. And you were willing to meet with
14 anyone from the press, isn't that correct?

15 A. Not on every occasion but just about.
16 If someone says I am willing to meet with you,
17 unless that it might be a, you know, problem,
18 an ethical problem and I'm willing to meet
19 with these guys. So, you know, it is that
20 kind of a thing. Not everyone in the world is
21 beating down my door to talk to me.

22 Q. Would you say that you have talked to
23 over 50 reporters since you left the Church?

24 A. No. I think 50 would be too many.

75

319

1 Q. Between 30 and 50?

2 A. I don't know. Maybe I could get up to
3 30, but it would really be -- you are giving
4 awfully short shifts to some of those
5 reporters.

6 Q. Have you ever turned down a request by
7 a reporter to talk to you?

8 A. I may have. You know, there have been
9 times when I just was so, you know, the press
10 is not particularly, you know, they are not my
11 favorite people.

12 Q. Do you believe that you have gotten a
13 fair shake from -- strike that.

14 Have you ever contacted the
15 press yourself?

16 A. I think so. I think that, yes,
17 definitely. There was one time in Florida --
18 no, not in Florida. No, it was in Oregon when
19 I contacted -- this got on the radio and he
20 just went on this tirade against -- we're
21 going to get Judge Breckenridge, and I tried
22 to call in, it was KABC, it was a network. I
23 picked it up in the Michael Jackson Show.

24 That's, you know -- and

76

1 there may be another -- couple other times.
2 There may be times when I called them because
3 I wanted to correct something, but generally,
4 I don't go out of my way to, you know --

5 Q. Did you have any conversation with
6 Russell Miller about the archival documents?

7 A. I probably did. You know, that's
8 clearly -- I mean, I believe he would have
9 documents, had or read or knew about my case
10 by that time. He was sort of aware of
11 Gerald Armstrong's part in the whole
12 Scientology enigma or problem or situation
13 or whatever it is.

14 Q. Do you recall what or can you identify
15 documents you talked about with Russell Miller?

16 A. No.

17 Q. And did you show him any?

18 A. Now, when you are talking about
19 archival documents, you are talking about the
20 documents which are under seal, right?

21 Q. That's correct.

22 A. Not no trick questions? So, only the
23 sealed ones?

24 Q. Yes.

77

321

1 A. So, not any of the ones which we
2 agreed yesterday came in through
3 Christofferson?

4 Q. Not any of the ones which were
5 unsealed during the --

6 A. -- Christofferson proceeding.

7 Q. Do you recall Judge Breckenridge's
8 procedural trial?

9 A. How about Christofferson?

10 Q. That's right. We'll include that as
11 well?

12 A. Okay. So the answer is no. I didn't
13 give him any archive documents or show him. I
14 certainly discussed them.

15 Q. You did potentially give him documents
16 which came from the Christofferson trial that
17 had previously been sealed documents?

18 A. I would have approached it this way.
19 I would not give him anything which was so
20 voluminous that it was going to be incredibly
21 costly for the firm. That is one criteria
22 which you can assume.

23 Q. Can you just answer my question? It
24 was a different question. You probably did

78

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1 give him documents that had previously been
2 sealed but which you regarded as not sealed
3 because they were in the Christofferson trial,
4 correct?

5 A. If probably means possibly?

6 Q. Yes.

7 A. You know, possibly.

8 Q. So, I'll say possibly?

9 A. So possibly, yes.

10 Q. Okay. So, did you -- was there any
11 transfer of money or promises or promises to
12 transfer money between you and Russell Miller?

13 A. No.

14 Q. And have there between the Flynn firm
15 and Russell Miller?

16 A. There is none that I know of so --

17 Q. Have you read anything by
18 Russell Miller?

19 A. Yes.

20 Q. What did you read?

21 A. I read -- damn, I think -- I think
22 there is a little -- there is a little note
23 that came out, a little card like that and it
24 said something like thank you for the

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1 interview and that was about it.

2 Q. Okay. You haven't read anything that
3 he wrote about Scientology or L Ron Hubbard?

4 A. No. Is there something?

5 Q. I'm asking the questions. I don't
6 know of any but your understanding was that he
7 was writing, potentially writing a book or an
8 article about L Ron Hubbard?

9 A. Well, I wasn't quite -- I don't think
10 he seen or got into with me the direction of
11 where it was going, but I believe that
12 certainly L Ron Hubbard appeared to be the
13 focus at some level.

14 Q. And you are writing a book about
15 L Ron Hubbard yourself, aren't you?

16 A. No. My last book is not in the same --
17 my book is not a religion book. My book is
18 not a Paulette Copper book, a Koffman book or --
19 and my book is not a, I believe, a
20 Russell Miller book. Most those people are --

21 Q. I'm asking you not about what it is
22 not, I am asking you whether your secnd book
23 is about L Ron Hubbard? .

24 A. Oh, the second one, the one I'm

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